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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	92048100
Party	Defendant LABORATOIRES DE BIOLOGIE VEGETALE YVES ROCHER S.A.
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Date	09/08/2008
Attachments	Document.pdf (3 pages)(58375 bytes)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

4392132 CANADA INC.)	
by assignment from)	
TRANSAT TOURS CANADA, INC.)	
)	Cancellation No. 92048100
Petitioner,)	
)	
v.)	
)	
LABORATOIRES DE BIOLOGIE)	
VEGETALE YVES ROCHER S.A.)	
)	
Registrant.)	

Attention:
United States Patent and Trademark Office
Trademark Trial and Appeal Board
P.O. Box 1451
Alexandria, VA 22313-1451

**MOTION FOR AN ADDITIONAL EXTENSION OF TIME
TO ANSWER OR OTHERWISE PLEAD**

Registrant, LABORATOIRES DE BIOLOGIE VEGETALE YVES ROCHER, through its attorneys, hereby respectfully requests that the period of time in which Registrant may answer or otherwise respond with respect to Petitioner 4392132 CANADA, INC.'s Petition for Cancellation be extended until November 8, 2008.

According to the last Order entered by the Board, Registrant's Answer was due on March 19, 2008, and the discovery period was set to close on March 29, 2008. On March 19, 2008, Registrant submitted an unopposed motion for an extension of time to answer or otherwise plead for an additional thirty days. On April 18, 2008, Registrant submitted a Stipulated Motion for a further extension of time to answer or otherwise plead and to also extend the discovery period. On June 9, 2008, Registrant submitted an unopposed motion for an additional extension of time.

On July 9, 2008 the parties submitted an Agreed Motion for an Additional extension of time. To date, the Board has not granted the motions for extensions of time.

The parties, each of which are foreign nationals, are actively engaged in settlement discussions addressing issues beyond those encompassed by the present Cancellation. Those discussions are being handled by counsel outside the U.S. Multiple offers and counter-offers have been exchanged. A corresponding Canadian opposition proceeding between the parties has been similarly stayed until at least January 4, 2009 to permit settlement discussions and exchange of draft agreements to continue.

This extension is being requested to permit the parties to further pursue global settlement discussions. The extension is not being interposed for purposes of delay.

CONCLUSION

Registrant accordingly requests an extension of time until November 8, 2008 to answer or otherwise respond to the Petition for Cancellation.

Respectfully submitted,

A handwritten signature in cursive script, appearing to read 'Herbert H. Finn', written over a horizontal line.

Herbert H. Finn
One of Attorneys for Registrant

Dated: September 8, 2008

CERTIFICATE OF MAILING

I hereby certify that this MOTION FOR AN ADDITIONAL EXTENSION OF TIME TO ANSWER OR OTHERWISE PLEAD is being filed electronically with the United States Patent and Trademark Office through the ESTTA system on September 8, 2008.

A handwritten signature in black ink, appearing to read "Herbert A. Fin", is written over a horizontal line.

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of this MOTION FOR AN ADDITIONAL EXTENSION OF TIME TO ANSWER OR OTHERWISE PLEAD was served on the 9th day of September, 2008, via first class mail, postage prepaid to counsel for Petitioner:

Mark Harrison
VENABLE LLP
575 7th Street, N.W.
Washington, DC 20004

A handwritten signature in black ink, appearing to read "Herbert A. Fin", is written over a horizontal line.